



DEPARTMENT OF THE TREASURY
WASHINGTON, D.C. 20220

Procurement
Instruction
Memorandum
No. 98-10
Dec. 24, 1998

MEMORANDUM FOR BUREAU CHIEF PROCUREMENT OFFICERS

FROM:

For Annelie M. Kuhn, Acting Director *Angeline M. Jackson*
Office of Procurement

SUBJECT:

Expiration Date for OMB Control Numbers (CORRECTION)
DTAR Change 98-03

Note: This is a correction to DTAR Change 98-03, issued 12/23/98. The expiration date was incorrect. Also, the DTAR has been modified in such a manner that only two pages require replacement, pages 1-1 and 1-2. DISCARD PIM 98-10, dated 12/23/98.

Purpose: This DTAR Change extends the expiration dates of OMB Control Numbers, and updates the DTAR at 1001.106 to reflect that the expiration dates will no longer be used with the numbers.

Effective Date: December 24, 1998

Expiration Date: December 31, 2001.

Background: OMB has approved the Department's request for the extensions for the following OMB Control Numbers:

OMB Control No. 1505-0080, Contractor submissions

OMB Control No. 1505-0081, Offeror submissions

OMB Control No. 1505-0107, Protests

DTAR 1001.106 requires the inclusion of these numbers on the respective documentation. OMB Control number 1505-0081 should appear on the upper right-hand corner of the face page of each solicitation, BPA, purchase order, etc. For contracts, orders, modifications, etc., OMB Control No. 1505-0080 should appear. When agency-level protests are filed, and information is requested of contractors in order to effectively evaluate and provide prompt resolution of issues in dispute, OMB Control No. 1505-0107 should be used.

The Department also requested that the expiration dates not be used. This will eliminate bureaus having to re-order stamps and/or modify systems every three years. Therefore, the number only may appear on the document.

Action:

Remove DTAR pages:

Insert DTAR pages:

1-1 through 1-2

1-1 through 1-2

Questions may be directed to Angelie Jackson at (202) 622-0245.

PART 1001 - FEDERAL ACQUISITION REGULATIONS SYSTEM

[Department of the Treasury Acquisition Regulation]

Subpart 1001.1 – Purpose, Authority, Issuance

1001.102 Statement of Guiding Principles for the Federal Acquisition System.
1001.106 OMB Approval Under the Paperwork Reduction Act.

Subpart 1001.3 – Agency Acquisition Regulations

1001.301 Policy.
1001.303 Publication and codification.
1001.304 Agency control and compliance procedures.

Subpart 1001.4 – Deviations From The FAR

1001.403 Individual deviations.
1001.404 Class deviations.

Subpart 1001.6 – Career Development, Contracting Authority, and Responsibilities

1001.601 General.
1001.602 Contracting officers.
1001.602-3 Ratification of unauthorized commitments.
1001.603 Selection, appointment, and termination of appointment.
1001.603-1 General.
1001.603-2 Selection.
1001.603-3 Appointment.
1001.670 Selection, appointment, and termination of appointment of contracting officer's technical representatives.
1001.670-1 General.
1001.670-2 Appointment.
1001.670-3 Contract clause.

Subpart 1001.7 – Determinations and Findings

1001.704 Content.

Subpart 1001.70 – Other Determinations, Waivers, Exceptions, Approvals, Reviews, and Submittals

1001.7000 Coordination and approval.
1001.7001 Content.

Subpart 1001.1 -- Purpose, Authority,

Issuance

1001.102 Statement of Guiding Principles for the Federal Acquisition System.

(d) The Federal Acquisition Regulation and this supplement are to be interpreted permissively, if pursuant actions are consistent with statutory and regulatory requirements, policy, and sound professional judgement.

1001.106 OMB Approval Under the Paperwork Reduction Act.

OMB ~~has~~ assigned the following control numbers which, together with their expiration dates, must appear on the upper right-hand corner of the face page of each solicitation, contract, modification, and order:

OMB Control No. 1505-0081 (Offeror submissions)
OMB Control No. 1505-0080 (Contractor submissions)
OMB Control No. 1505-0107 (Protests)

OMB regulations and OMB's approval and assignment of control numbers are conditioned upon Treasury bureaus not requiring more ~~than~~ three copies (including the original) of any document of information.

OMB has granted a waiver to permit the Department to require up to eight copies of proposal packages, including proprietary data, for solicitations, provided that contractors who submit only an original and two copies will not be placed at a disadvantage.

Subpart 1001.3 -- Agency Acquisition Regulations

1001.301 Policy.

Department of the Treasury Acquisition Regulation (DTAR)

(a) The DTAR is issued for Departmental guidance in accordance with the policy cited in FAR 1.301. The DTAR establishes uniform Treasury policies and procedures for all acquisition activities within the Department of the Treasury, except the United States Mint. The DTAR is issued pursuant to the authority of FAR 1.301(a).

1001.303 Publication and codification.

(a) When the FAR requires no additional implementation, the DTAR will not contain corresponding citations.

1001.304 Agency control and compliance procedures.

(a) The DTAR is under the direct oversight and control of MMK, which is responsible for evaluation, review, and issuance of all Department-wide acquisition regulations and guidance. The ~~Treasury~~ DTAR Council will review new legislation, statutes, Executive Orders, and FAR changes, and recommend implementing language for the DTAR. Each BCPO may implement and supplement the DTAR. Implementation and supplementation should be kept to a minimum. Bureaus proposing to issue regulatory supplements or use solicitation and/or contract clauses on a repetitive basis shall forward them to the SPE for concurrence prior to publication in the Federal Register.

(c) This is the responsibility of the SPE.

Subpart 1001.4 -- Deviations From the FAR

1001.403 Individual deviations.

The SPE is authorized to approve deviations from the FAR or DTAR (except FAR Subparts 30.201-3, 30.201-4; the requirements of the Cost Accounting Standards board rules and regulations at **48 CFR** Chapter 99 (FAR Appendix); and Part 50). Submit requests per 1001.7000(a), including complete documentation of the justification for the deviation.

1001.404 Class deviations.

The SPE will transmit a copy of each approved deviation to the FAR Secretariat.

(a) The SPE is authorized to approve deviations from the FAR or DTAR (except FAR Subparts 30.201-3, 30.201-4; the requirements of the ~~CST~~ Accounting Standards board rules and regulations at **48 CFR** Chapter 99 (FAR Appendix); and Part 50). Submit requests per 1001.7000(a), including complete documentation of the justification for the deviation, and the number and **type** of contracting actions affected. Include a copy of the approved deviation in each contract file.

Subpart 1001.6 -- Career Development, Contracting Authority, and Responsibilities

1001.601 General.

Authority and responsibility vested in the Secretary to manage the acquisition function has ~~been~~ delegated to the AS(M) under Treasury Order 101-30, "Designation of 'Head of Agency' for Procurement Matters," and, in turn, to the SPE and HCAs by Treasury Directive No. 12-11, "Procurement Authority."

1001.602 Contracting officers.

1001.602-3 Ratification of unauthorized commitments.

(a) Definitions

"Commitment" includes the issuance of "letters of intent" and arrangements for "free" vendor services or use of equipment with the promise or the appearance of commitment that a contract, modification, or order will be awarded.

(b) Policy

(3) The chief of an acquisition field office, without redelegation, is authorized to **ratify** unauthorized commitments at or below 10 percent of